IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1716 OF 2005

Ambadas Dagdu Gavhane & Ors. ... Petitioners

V/s.

The Municipal Commissioner, Municipal Corp. of Gr. Mum. & Ors. ... Respondents

Mr. P.G. Lad for the petitioners.
Mrs. A.K. Savla for the respondents.

CORAM : F.I. REBELLO &
ANOOP V. MOHTA,JJ.
DATED : 11th September, 2006

P.C.

. Even assuming that we accept the contention of the petitioner, the respondent could not have arbitrarily raised the rent. The issue will still remain as to what should be the proper rent. This exercise cannot be done by this Court, in the exercise of our extra-ordinary jurisdiction. It will be open to the petitioners to take steps in law for which they are entitled to including by way of suit before proper forum.

2. With the above observations, petition is disposed of.

[F.I. REBELLO, J.]

[ANOOP V. MOHTA, J.]